IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 21734 of 2001

Between:

M/s.Venkata Seetarama Picture Palace, Ponnur, Guntur District rep by its Prop. Ch.Jaganmohan Rao, .

..... PETITIONER

AND

1 The Films Divisional, Ministry of Information & Broad-Casting Rep by

its Branch Manager, Gandhinagar, Vijayawada, Krishna District.
2 The Joint Collector, Guntur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st Respondent in fixing his own programme of monthly rental without reference to the Central Government Circulars, as illegal, and void; and the consequential action of the 2nd respondent in insisting on the clearance certificate from the 1st respondent as a condition precedent for renewal of Licence, is without any authority.

Counsel for the Petitioner:MR.K.DURGA PRASAD

Counsel for the Respondent No.1: MR.DUNGA RANGA RAO NAIDU

Counsel for the Respondent No.2: The G P for Revenue

The Court made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

This petition is admittedly covered by the decision of this court in W.P.No.6578 of 2001 and W.A.No.298 of 2001 decided on 21st August, 2001 holding that such disputes as raised herein have to be determined in an appropriate forum and not in writ proceedings. Since similar writ petitions were disposed of with directions as given in the aforementioned judgment dated 21st August, 2001, we also dispose of this writ petition in terms of the aforementioned judgment.

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DEVINDER GUPTA, CJ

23-12-2004

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B.SESHASAYANA REDDY, J

Tvr

To

1. The Branch Manager, Films Divisional, Ministry of Information & Broad-Casting its Branch Manager, Gandhinagar, Vijayawada, Krishna District.

2. The Joint Collector, Guntur District.

3. 2 CCs to the Govt. Pleader for Revenue, High Court Buildings, Hyderabad (OUT).

4. 2 CD copies.